

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

PETITION FOR APPROVAL OF ASSET SALE OF)	
TMC OF LEXINGTON, INC. TO CORPORATE)	CASE NO. 94-301
TELEMANAGEMENT GROUP, INC.)	

O R D E R

On August 12, 1994, TMC of Lexington, Inc. ("TMC") and Corporate Telemanagement Group, Inc. ("CTG") filed a petition pursuant to KRS 278.020(4) requesting approval of the sale of TMC's assets to CTG.

TMC is a Kentucky corporation authorized by this Commission to provide intrastate interLATA telecommunications services.¹ CTG is a South Carolina corporation authorized by this Commission to provide intrastate telecommunications services as a reseller.²

CTG proposes to provide service to TMC's customers through adoption of TMC's tariff and after total integration of the TMC customer base into CTG operations will provide services under CTG's tariff. CTG has demonstrated its financial, technical and managerial abilities to provide reasonable service to the public in Case No. 91-324.

¹ Case No. 8792, Application of Telamarketing Communications, Inc. for a Certificate of Public Convenience and Necessity to Provide Resale of Telecommunications Services and Facilities within Kentucky, Order dated March 22, 1983.

² Case No. 91-324, Application for a Certificate of Public Convenience and Necessity to operate as a Switchless Reseller of Long Distance Telecommunications Services Within the Commonwealth of Kentucky, Order dated September 9, 1991.

Pursuant to KRS 278.020(4) persons under the jurisdiction of the Commission are required to receive Commission approval prior to acquiring or transferring ownership of or control of a utility through sale of assets or stock. Therefore, KRS 278.020(4) is applicable to the proposed transaction.

The Commission finds that CTG has the financial, technical, and managerial abilities to provide reasonable service to the public as demonstrated in this application and in Case No. 91-324. The Commission further finds that the acquisition of TMC by CTG is for a proper purpose consistent with the public interest and KRS 278.020 and should therefore be approved.

IT IS THEREFORE ORDERED that:

1. The proposed transfer of assets from TMC to CTG is approved.

2. CTG shall file an adoption notice within 10 days of the date of this Order.

3. Within 10 days of the closing of the proposed transfer, TMC and CTG shall provide notice to the Commission or in the alternative shall notify the Commission if the transfer does not occur.

Done at Frankfort, Kentucky, this 16th day of September, 1994.

ATTEST:

Don Mills
Executive Director

PUBLIC SERVICE COMMISSION

Charles L. H. H. H.
Chairman

Robert M. Davis
Vice Chairman

Linda K. Breathitt
Commissioner